



California Regional Water Quality Control Board

Winston H. Hickox
Secretary for
Environmental
Protection

North Coast Region

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Gray Davis
Governor

January 7, 2000

AGENDA **REGIONAL WATER BOARD MEETING**

8:30 a.m., January 27, 2000
North Coast Regional Water Board
Hearing Room
5550 Skylane Boulevard, Suite A
Santa Rosa, California

****** *Estimated times of consideration - Items are numbered for convenience only and will not necessarily be considered in this order. Interested persons are encouraged to be present in advance of the listed time.*

(8:30 A.M.)**

- i. Roll Call
- ii. Introduction of Board Members
- iii. Election of Board Chair and Vice Chair for 2000
- iv. Minutes of Past Meetings
- v. Introduction of New Employees
- vi. **Public Forum** - Time will be reserved for the general public to address the Board on any subject relating to the Board's responsibilities. The Chair will determine the number of persons who wish to speak. The Chair requests that each person addressing the Board limit their presentation to three minutes. More lengthy items may be calendared for a future meeting.

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CONSENT CALENDAR

Note: *The consent items are expected to be routine and noncontroversial. It is recommended that these items be adopted by the Board at the beginning of the meeting without discussion. If any interested party, Board Member, or staff member requests that an item be removed from the Consent Calendar, it will be considered separately.*

1. **California Department of Transportation, Russian River Bridge Replacement**, State Highway 101 at Healdsburg, (Bridge No. 20-0273 R/L, Post Mile 33.6/34.2), Sonoma County, Recision of Waste Discharge Requirements, Order No. 96-38, WDID No. 1B96032RSON
Scott Gergus
2. **Fetzer Vineyards, Redwood Valley Winery**, 1150 Bel Arbres Road, Mendocino County, Recision of Waste Discharge Requirements, Order No. 89-35, WDID No. 1B89008RMEN
Scott Gergus
3. **City of Santa Rosa, Prince Memorial Greenway Project**, Sonoma County, Revision of Waste Discharge Requirements, Order No. 98-52, WDID No. 1B98010RSON
Joan Fleck
4. **Masonite Corporation, Ukiah Mill**, 300 Ford Road, Ukiah, Mendocino County, Revision of Waste Discharge Requirements and NPDES Permit, Order No. 98-123, NPDES Permit No. CA005606, WDID No. 1B83030OMEN
Scott Gergus

(9:00 A.M. **)

INTERIM NPDES PERMIT

5. **Public Hearing** to Consider City of Santa Rosa, Laguna Subregional Wastewater Treatment, Reuse and Disposal Facilities, Sonoma County, Interim NPDES Permit No. CA0022764, WDID No. 1B83099OSON*
Paul Keiran

*** Pending only with appointment of one Board Member. If no appointments are made by January 10, 2000, the State Water Resources Control Board (SWRCB) intends to hear this item in Sacramento on January 20, 2000. Contact the Regional Water Board at (707) 576-2220, or see the SWRCB's web page at <http://www.swrcb.ca.gov/> for more details.**

6. EXECUTIVE OFFICER'S REPORT

- | | | |
|----|--|------------------------|
| a. | Status of New Laws In Effect January 1, 2000 | <i>Craig Johnson</i> |
| b. | Update on Garcia TMDL | <i>Dave Evans</i> |
| c. | Update on Timber Harvesting Activities | <i>Frank Reichmuth</i> |
| d. | Update on the Budget and Organization | <i>Craig Johnson</i> |
| e. | Update on Storm Water Management | <i>John Short</i> |
| f. | Other Items of Interest | <i>Lee Michlin</i> |

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g. Items for Discussion at Future Regional Board Meetings:

Timber Harvest (February 2000)	Storm Water
TMDLs (March 2000)	Compliance/Enforcement
Budget/Organization	Basin Planning
Underground Storage Tanks	Chapter 15
Nonpoint Source	WDR/NPDES Permits
Spills, Leaks, Investigations and Cleanups	MTBE
Financial Assistance	Endangered Species Act

OTHER BUSINESS

7. Executive Officer Issued Administrative Civil Liabilities *Lee Michlin*
8. Consideration of Resolution to Express Appreciation to Ross Liscum for His Service as a Regional Water Board Member *Lee Michlin*
9. 2000 Board Meeting Schedule *Lee Michlin*
10. Resolution to Acknowledge 50th Anniversary of the Dickey Act *Craig Johnson*
11. Violation and Enforcement Report *Craig Johnson*
12. State and Regional Water Board Communications
13. Article 11, Division 3, Chapter 16, Title 23, California Code of Regulations requires public notice for certain corrective actions related to releases from underground tanks. This section satisfies the public notice requirements and is in addition to any notice for corrective actions given elsewhere in this agenda.

The following sites have proposed Corrective Action Plans pursuant to Section 2728(a):

Mendocino County

Anderson Valley Unified School District Bus Barn, 12300 Anderson Valley Way, Booneville, Case No. 1TMC260

Sonoma County

Exchange Bank Data Center, 330 Sebastopol Road, Santa Rosa, Case No. 1TSO089
Gaskins Service Station, 111 Healdsburg Avenue, Healdsburg, Case No. 1TSO378

The following sites have completed Corrective Action and no further corrective action is required [pursuant to Section 2728(d)(2)]. Those Responsible Parties who are claimants to the petroleum underground tank cleanup fund are identified by a "+":

Del Norte County

GTE Crescent City Support Center, 1155 Burtshell St., Crescent City, Case No. 1TDN038
GTE Hiouchi, 5700 North Bank Rd., Hiouchi, Case No. 1TDN105

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Mendocino County

Willits Airport, Ells Field, 1320 Poppy Drive, Willits, Case No. 1TMC392
Coast-to-Coast Hardware, 300 North Main St., Fort Bragg, Case No. 1TMC433

Siskiyou County

- + John's Repair, 64117 Second St., Happy Camp, Case No. 1TSI091
- + Rainbow Resort, 35940 Highway 96, Hamburg, Case No. 1TSI172
- + Siskiyou County Public Works, 131 Scott River Rd., Fort Jones, Case No. 1TSI164

Sonoma County

Santa Rosa Meat and Poultry, 940 Ludwig Avenue, Santa Rosa, Case No. 1TSO102
Talbot, John, 201 Talbot Avenue, Santa Rosa, Case No. 1TSR283
Coremark, 3320 Industrial, Santa Rosa, Case No. 1TSR161

Trinity County

Mad River Store, Highway 36, Mad River, Case No. 1TTR102

14. Leaking Underground Storage Tanks/Sewage Spills

15. Proposition 65 Notifications

CLOSED SESSIONS

- 16. Closed Session. On January 27, 2000, the Regional Water Board will be meeting in closed session to discuss Significant Exposure to Litigation. [Authority: Government Code Section 11126(e)(2)(B)(i).]
- 17. Closed Session. On January 27, 2000, the Regional Water Board will be meeting in closed session to discuss Whether to Initiate Litigation. [Authority: Government Code Section 11126(e)(2)(C)(i).]
- 18. Closed Session. On January 27, 2000, the Regional Water Board will be meeting in closed session to discuss ongoing litigation [Authority: Government Code Section 11126(e)(2)(A)].
- 19. Closed Session. On January 27, 2000, the Regional Water Board will be meeting in closed session to discuss an Employee Evaluation. [Authority: Government Code Section 11126(a)(1).]



NOTES

Anyone requiring reasonable accommodation to participate in the meeting should contact Ms. Jean Spath, Executive Assistant at (707) 576-2220 at least five days prior to the meeting. TTY users may contact the California Relay Service at 1-800-735-2929 or voice line at 1-800-735-2922.

Written comments should be submitted to ensure they will be included in the record before the Board. Oral testimony should be limited to brief summaries of written testimony. Please note time limitations will be imposed on presentations and limited to five minutes unless otherwise determined by the Board Chair.

A copy of the procedures governing Regional Water Board meetings may be found at Title 23, California Code of Regulations, Section 647 et seq., and is available upon request. Hearings before the Regional Water Board are not conducted pursuant to Government Code Section 11500 et seq.

The Regional Water Board processes requests for Water Quality Certification, pursuant to Section 401 of the Clean Water Act, to ensure that proposed federally-permitted activities will comply with the Regional Water Board's water quality standards. A listing of requests which are pending Regional Water Board staff action may be obtained by calling the office of the North Coast Regional Water Board at (707) 576-2220. The list may also be obtained by accessing our website at: <http://www.swrcb.ca.gov/~rwqcb1>.

A quorum of the members of the Regional Water Board may recess for lunch; however, no business will be discussed.

Material presented to the Board as part of testimony that is to be made part of the record must be left with the Board. This includes photographs, slides, charts, diagrams, written testimony, etc. All Board files pertaining to the items on this agenda are hereby made a part of the record submitted to the Regional Water Board by staff for its consideration prior to action on the related items.

All persons who actively support or oppose the adoption of waste discharge requirements or an NPDES permit being considered by the Regional Water Board must submit a statement to the Board disclosing any contribution of \$250 or more to any Regional Water Board Member. This requirement applies to contributions of \$250 or more made by the active supporter or opponent or his/her agent for use in federal, state or local elections within the last 12 months.

Also, all permit applicants and/or persons who actively support or oppose adoption of a set of waste discharge requirements or an NPDES Permit pending before the Regional Water Board are prohibited from making a contribution of \$250 or more to any Board Member for three months following a Regional Water Board decision on the permit application.

Any person affected adversely by a decision of the Regional Water Board, may petition the State Water Resources Control Board (State Water Board), to review the decision. The petition must be received by the State Water Board within 30 days of the Regional Water Board's meeting at which the action was taken. Copies of the laws and regulations applicable to filing a petition will be provided upon request.

The next Regional Water Board meeting will be held on February 24, 2000 in Eureka or Arcata.



California Regional Water Quality Control Board
North Coast Region

Board Members

Daniel F. Crowley, Santa Rosa
Leslie A. Dahlhoff, Point Arena
William A. Hoy, Weed
James Mitchell, Santa Rosa
Bev Wasson, Rio Nido

Staff

Lee A. Michlin, Executive Officer
Craig R. Johnson, Assistant Executive Officer, Ombudsman
Jean M. Spath, Executive Assistant
Philip G. Wyels, Legal Counsel

Watershed Protection Division

Robert L. Tancreto, Supervising Water Resource Control Engineer
Robert R. Klamt, Senior Land and Water Use Analyst (Upper Russian)
John Short, Senior Water Resource Control Engineer (Lower Russian)
David S. Evans, Senior Water Resource Control Engineer (North Coast)
John R. Hannum, Senior Water Resource Control Engineer (Northern Watershed)

Timber Harvest Division

Frank C. Reichmuth, Supervising Water Resource Control Engineer
Christine Wright-Shacklett, Senior Engineering Geologist (North Coast)
Nathan P. Quarles, Senior Water Resource Control Engineer (Humboldt, Eel)
Fred Blatt, Environmental Specialist IV (Klamath, Trinity)
Ranjit Gill, Environmental Specialist IV (Headwaters)

Cleanup and Investigation Division

Susan A. Warner, Supervising Water Resource Control Engineer
Thomas B. Dunbar, Senior Water Resource Control Engineer (Santa Rosa)
Tuck Vath, Senior Engineering Geologist (Northern Watershed)
Chris Igbinedion, Senior Water Resource Control Engineer (Central Watershed)
Kathleen Daly, Regional Administrative Officer (Administration)
Laurie Applegate, Staff Services Analyst (Administration)



Bill of Rights for Environmental Permit Applicants

The California Environmental Protection Agency (Cal/EPA) endorses the following precepts that form the basis of a permit applicant's "Bill of Rights":

1. Permit applicants have the right to assistance in understanding regulatory and permit requirements. All Cal/EPA programs maintain an Ombudsman to work directly with applicants. Permit Assistance Centers located throughout California have permit specialists from all State, regional, and local agencies to identify permit requirements and assist in permit processing.
2. Permit applicants have the right to know the projected fees for review of applications, how any costs will be determined and billed, and procedures for resolving any disputes over fee billings.
3. Permit applicants have the right of access to complete and clearly written guidance documents that explain the regulatory requirements. Agencies must publish a list of all information required in a permit application and of criteria used to determine whether the submitted information is adequate.
4. Permit applicants have the right of timely completeness determinations for their applications. In general, agencies notify the applicant within 30 days of any deficiencies or determine that the application is complete. California Environmental Quality Act (CEQA) and public hearing requests may require additional information.
5. Permit applicants have the right to know exactly how their applications are deficient and what further information is needed to make their applications complete. Pursuant to California Government Code Section 65944, after an application is accepted as complete, an agency may not request any new or additional information that was not specified in the original application.
6. Permit applicants have the right of a timely decision on their permit application. The agencies are required to establish time limits for permit reviews.
7. Permit applicants have the right to appeal permit review time limits by statute or administratively that have been violated without good cause. For state environmental agencies, appeals are made directly to the Cal/EPA Secretary or to a specific board. For local environmental agencies, appeals are generally made to the local governing board or, under certain circumstances, to Cal/EPA. Through this appeal, applicants may obtain a set date for a decision on their permit and in some cases a refund of all application fees (ask boards and departments for details).
8. Permit applicants have the right to work with a single lead agency where multiple environmental approvals are needed. For multiple permits, all agency actions can be consolidated under lead agency. For site remediation, all applicable laws can be administered through a single lead agency.
9. Permit applicants have the right to know who will be reviewing their application and the time required to complete the full review process.

For further information you may contact the North Coast Regional Water Quality Control Board at (707) 576-2220.

